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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

2 J. CARLOS FERGUSON,

13 Plaintiff,

14 vs.
15 ROCKWELL HOPP; DOES 1 through 10,
inclusive

Defendants

Case No.: 06-01619 WDB

**[PROPOSED] ORDER RELEASING
PAINTING AND CANVAS STRIP TO
PLAINTIFF'S COUNSEL**

1 WHEREAS on January 11, 2008, this Court entered an Order, pursuant to the stipulation of
2 the Parties, conditionally dismissing this action (“January 2008 Order”) and specifying that
3 “[w]ithin 30 days after Defendant makes full payment pursuant to Paragraph 2 of the Settlement
4 Agreement, Plaintiff shall file a stipulation dismissing this action . . .”;

5 WHEREAS the January 2008 Order also specified that “the Court shall retain custody of the
6 painting at issue in this action (‘Painting B’)” until the action was dismissed;
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8 WHEREAS on January 22, 2009, Plaintiff filed a stipulation dismissing this action with
9 prejudice;

10 WHEREAS the January 2008 Order specified that after the action is dismissed “the Court
11 shall release Painting B, and the canvas strip from Painting B that was received by the Court on July
12 19, 2007, to Plaintiff’s counsel.”

13 IT IS ORDERED that the painting at issue in this action (“Painting B”), and the canvas strip
14 from Painting B that was received by the Court on July 19, 2007, shall be released to Plaintiff’s
15 counsel Aaron Schur of Arnold & Porter LLP, or his designee.
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20 IT IS SO ORDERED:
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22 Dated: January 23, 2009
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Wayne D. Brazil
United States Magistrate Judge